

RECEIVED SMART & BIGGAR
CENTRAL FAX CENTER Intellectual Property & Technology Law

JAN 12 2005

To Fax no.: (703) 872-9306

P.O. Box 2999, Station D
55 Metcalfe Street, Suite 900
Ottawa, Canada K1P 5Y6

Page 1 of: 15

Attention: MAILSTOP AF
(Examiner Terry A. McKelvey -
Group Art Unit 1636)
From: Ms. Elizabeth A. Hayes-QuebecTel.: (613) 232-2486
Fax: (613) 232-8440

Your file no.: 09/647,965

Date: January 12, 2005

Reply to Ottawa file no.: 76023-36

Time:

Certificate of Transmission

I hereby certify that this correspondence is being facsimile
transmitted to the Patent and Trademark Office Fax. No.
(703) 872-9306 on January 12, 2005.type or printed name of the person signing this certificate
Ms. Elizabeth A. Hayes-Quebec (Reg. No. 48,305)Signature Elizabeth A. Hayes-Quebec

If there are any transmission problems, please call (613) 232-2486.

Original copy and any enclosures

☐ will☒ will not

be sent by

☒ mail☒ courier

The information contained in this transmission is confidential and only for the intended recipient identified above. If you are not the intended recipient, you are hereby notified that any dissemination or use of this communication is unlawful. If you have received this transmission in error, please immediately notify us by telephone (collect). Return the original message to us and retain no copy.

COMBINED AMENDMENT & PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a) (Small Entity)					Docket No. A33606-PCT-USA-071235.0111	
In Re Application Of: JOHN HISCOTT, ET AL						
Application No. 09/647,965	Filing Date October 6, 2000	Examiner Terry A. McKelvey	Customer No. 21003	Group Art Unit 1636	Confirmation No. 7406	
Invention: HIGHLY ACTIVE FORMS OF INTERFERON REGULATORY FACTOR PROTEINS						
<p align="center"><u>COMMISSIONER FOR PATENTS:</u></p> <p>This is a combined amendment and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of <u>July 13, 2004</u> in the above-identified application. <small>Date</small></p> <p>The requested extension is as follows (check time period desired):</p> <p> <input checked="" type="checkbox"/> One month <input type="checkbox"/> Two months <input type="checkbox"/> Three months <input type="checkbox"/> Four months <input type="checkbox"/> Five months </p> <p> from: <u>December 13, 2004</u> until: <u>January 13, 2005</u> <small>Date</small> <small>Date</small> </p> <p>Applicant claims small entity status. See 37 CFR 1.27.</p> <p>The fee for the amendment and extension of time has been calculated as shown below:</p>						
CLAIMS AS AMENDED						
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE	
TOTAL CLAIMS	13 -	107 =	0	x \$25.00	\$0.00	
INDEP. CLAIMS	1 -	4 =	0	x \$100.00	\$0.00	
FEE FOR AMENDMENT					\$0.00	
FEE FOR EXTENSION OF TIME					\$285.00	
TOTAL FEE FOR AMENDMENT AND EXTENSION OF TIME					\$285.00	

**COMBINED AMENDMENT & PETITION FOR EXTENSION OF
TIME UNDER 37 CFR 1.136(a) (Small Entity)**Docket No.
A33606-PCT-USA-071235.0111

The fee for the amendment and extension of time is to be paid as follows:

- ☐ A check in the amount of _____ for the amendment and extension of time is enclosed.
- ☒ Please charge Deposit Account No. 19-2550 in the amount of \$285.00
- ☒ The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 19-2550
- ☒ Any additional filing fees required under 37 C.F.R. 1.16.
- ☒ Any patent application processing fees under 37 CFR 1.17.
- ☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 19-2550
- ☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Elizabeth A. Hayes-Quebec
Signature

Dated: January 12, 2005

Elizabeth A. Hayes-Quebec
Registration No. 48,305

Correspondence Address:
Baker Boits LLP
30 Rockefeller Plaza
44th Floor
New York, New York, 10112-4498, U.S.A.
(212) 408-2500
CC:

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

(Date)

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

P28SMALL/REV05

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/647,965 Confirmation No. 7406
Applicant : HISCOTT, John et al.
Filed : October 6, 2000
TC/A.U. : 1636
Examiner : Terry A. McKelvey

Docket No. : A33606-PCT-USA-071235.0111
Customer No. : 21003

RESPONSE

Commissioner for Patents
Alexandria, VA 22313-1450
U.S.A.

Dear Sir:

This letter is filed in response to the Office Action of July 13, 2004 and is accompanied by a petition for a two-month extension of time pursuant to 37 CFR §1.136(a) and the fee under 37 CFR §1.17(a).

Please amend this application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 6 of this paper.